

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Rosen et al.

Docket No.: PS736

Application No.: 10/644,765

Confirmation No.: 7999

Filed: August 21, 2003

Art Unit: 1634

For: HLWBO56 Polypeptides (As Amended)

Examiner: K. D. Salmon

INFORMATION DISCLOSURE STATEMENT (IDS)

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In accordance with the duty of disclosure imposed by 37 C.F.R. § 1.56 to inform the Patent and Trademark Office of all references coming to the attention of each individual associated with the filing or prosecution of the subject application, which are or may be material to the patentability of a claim of the subject application, Attorney for Applicants hereby directs the Examiner's attention to references A-E listed on the attached Form SB/08. Copies of non-U.S. patent references A-E are enclosed.

Identification of the listed references is not to be construed as an admission of any individual associated with the filing or prosecution of the subject application that such references are available as "prior art" against the subject application. Furthermore, Applicants do not waive any rights to take appropriate action to establish patentability over any of the listed documents should they be applied as references against the claims of the subject application.

The listed references are presented so that the Patent and Trademark Office can determine any materiality thereof to the claimed invention. See 37 C.F.R. § 1.104(a) concerning the Examiner's duty to consider and use any such information. Applicants respectfully request that the Examiner make the listed references of record in the file history of the application, and consider the information contained therein during the prosecution of this application.

Pursuant to 37 C.F.R. § 1.97(b), this Information Disclosure Statement is being filed before the mailing of a first Office Action on the merits. Accordingly, no fee is believed due.

However, should the Patent Office determine otherwise, please charge such fee to our Deposit Account No. 08-3425.

Dated: August 16, 2006

Respectfully submitted,

By 

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Substitute for form 1449A/B/PTO INFORMATION DISCLOSURE STATEMENT BY APPLICANT <i>(Use as many sheets as necessary)</i>				Complete if Known	
				Application Number	10/644,765-Conf. #7999
				Filing Date	August 21, 2003
				First Named Inventor	Craig A. Rosen
				Art Unit	1634
				Examiner Name	K. D. Salmon
				Attorney Docket Number	PS736
Sheet	1	of	1		

U.S. PATENT DOCUMENTS					
Examiner Initials*	Cite No. ¹	Document Number	Publication Date	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number-Kind Code ² (if known)	MM-DD-YYYY		

FOREIGN PATENT DOCUMENTS						
Examiner Initials*	Cite No. ¹	Foreign Patent Document	Publication Date	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T ⁴
		Country Code ³ -Number ⁴ -Kind Code ⁵ (if known)	MM-DD-YYYY			
	A	WO-99/06557	02-11-1999	Schering Corporation		
	B	WO-98/56804	12-17-1998	Human Genome Sciences, Inc.		

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. ¹ Applicant's unique citation designation number (optional). ² See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. ⁶ Applicant is to place a check mark here if English language Translation is attached.

NON PATENT LITERATURE DOCUMENTS			
Examiner Initials	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T ²
	C	EMBL Accession No. BE635164, NCI-CGAP, "uv92e07.x1 Soares mouse 3NbMS mus musculus cDNA clone IMAGE:3414660 3' similar to TR:054885 054885 DNAX ACTIVATION PROTEIN 12. [1]; mRNA sequence (Aug. 28, 2000).	
	D	EMBL Accession No. BF721250, NCI-CGAP, "mab64f11.y1 Soares_thymus_2NbMT Mus musculus cDNA clone IMAGE:3975308 5' similar to SW:TYBP_MOUSE 054885 TYRO PROTEIN TYROSINE KINASE-BINDING PROTEIN PRECURSOR; mRNA sequence (Jan. 4, 2001).	
	E	Supplementary Partial European Search Report, EP Application No. 02 714961, mailed October 22, 2004.	

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Examiner Signature		Date Considered	
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